

FISCAL NOTE

SB 217 - HB 1106

February 14, 2003

SUMMARY OF BILL: Creates an aggravating factor to determining if a defendant convicted of first degree murder should be sentenced to death or life without parole where the defendant committed the murder after having been enjoined by court order, diversion, or probation agreement from any way causing or attempting to cause bodily injury or assault against the victim.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$165,000/Incarceration*

Assumes one person every year convicted of first degree murder under this aggravating factor receiving a sentence elevated from life to life without parole.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director